

STAND. COM. REP. NO. 1372

Honolulu, Hawaii

APR 09 2015

RE: S.C.R. No. 25
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 25, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM LEASE AND NON-EXCLUSIVE EASEMENT FOR THE TIDE POOL
STAIRS ENCROACHMENT PURPOSES IN THE MANELE-HULOPOE MARINE
LIFE CONSERVATION DISTRICT ON THE ISLAND OF LANAI,"

begs leave to report as follows:

The purpose and intent of this measure is to issue a term
lease of fifty-five years and non-exclusive easement for
approximately twenty-five square feet seaward of parcel 002,
Pulawai, Lanai, identified by Tax Map Key: (2) 4-9-17 for tide
pool stairs encroachment purposes.

Your Committee received written comments in support of this
measure from the Department of Land and Natural Resources.

Your Committee finds that the tide pool stairs in the Manele-
Hulopoe Marine Life Conservation District on the island of Lanai
were created by the International Longshore and Warehouse Union
during the Lanai pineapple strike of 1951, occupy approximately
twenty-five square feet seaward of parcel 002, Pulawai, Lanai,
identified by Tax Map Key: (2) 4-9-17, and were reconstructed in
2006 to include a guard rail.

Your Committee further finds that the Office of Conservation
and Coastal Lands of the Department of Land and Natural Resources
has concluded that no further permits would be required for the

SCR25 SD1 SSCR LRB 15-2315.doc



stairs or their 2006 repair, and that on June 13, 2014, the Board of Land and Natural Resources approved a request by Pulama Lanai for a 55-year term, non-exclusive easement for the tide pool stairs to resolve an encroachment. Accordingly, your Committee finds that the issuance of the lease and non-exclusive easement is in the best interest of the State.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 25, S.D. 1, and recommends its adoption.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



JILL N. TOKUDA, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SCR 25 SD1</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">WTL, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">3/30/15</div>										
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____												
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>												
Members	Aye	Aye (WR)	Nay	Excused								
TOKUDA, Jill N. (C)	✓											
KOUCHI, Ronald D. (VC)	✓											
CHUN OAKLAND, Suzanne	✓											
DELA CRUZ, Donovan M.				✓								
ENGLISH, J. Kalani	✓											
GALUTERIA, Brickwood	✓											
HARIMOTO, Breene	✓											
INOUE, Lorraine R.	✓											
RIVIERE, Gil				✓								
RUDERMAN, Russell E.	✓											
SLOM, Sam	✓											
TOTAL	9	0	0	2								
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>												
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: center;">H. N. M.</div>												
<table style="width: 100%; border: none;"> <tr> <td style="width: 25%;">Distribution:</td> <td style="width: 25%;">Original</td> <td style="width: 25%;">Yellow</td> <td style="width: 25%;">Pink</td> </tr> <tr> <td></td> <td>File with Committee Report</td> <td>Clerk's Office</td> <td>Drafting Agency</td> </tr> </table> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> Goldenrod Committee File Copy </div>					Distribution:	Original	Yellow	Pink		File with Committee Report	Clerk's Office	Drafting Agency
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*Only one measure per Record of Votes